

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

Patent Application

Inventors: Lookman Yasin Fazal et al.

Serial No.: 10/757676

Conf. No.: 8048

Filing Date: 1/14/2004

Art Unit: 2154

Examiner: Michael E. Keefer

Docket No.: 630-053US

Title: Detection of Hidden Wireless Routers

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

PRE-APPEAL BRIEF REQUEST FOR REVIEW

The applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

Respectfully,
Lookman Yasin Fazal et al.

By **/Jason Paul DeMont/**
Jason Paul DeMont
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Dear Sir:

PRE-APPEAL BRIEF REMARKS

This paper refers to the claims as presented in Applicants' amendment filed May 15, 2008. The disagreement between Applicants and Examiner concerns the issue of Etoh teaching the addressing of an "unauthorized" server.

35 U.S.C. 103 Rejection of Claims 14-15

Claims 14 and 15 have been rejected under 35 U.S.C. 103(a) as being unpatentable over H. Etoh, U.S. Patent Application Publication 2002/0161920 A1 (hereinafter "Etoh") in light of T. Ando et al., U.S. Patent Application Publication 2002/0078202 A1 (hereinafter "Ando").

Claim 14 recites:

14. A method comprising:
deploying a first station in a first network;
deploying a server in a second network connected to said first network through a secure access server;
transmitting from said first station a protocol data unit addressed to a second station in said first network, ***wherein said protocol data unit comprises an address of said server;*** and

triggering an alarm if said protocol data unit is received at said server.
(emphasis supplied)

Nowhere does Etoh or Ando teach or suggest, alone or in combination, what is recited in claim 14—namely that the transmitted protocol data unit comprises an address of the server deployed.

The applicants refer to paragraphs [0092] and [0093] of Etoh, which were referenced on page 2 of the pending Office action and recite the following:

"[a]t step S61, the transmitter router search apparatus 26 sets an SID for a current search on the intranet 10 connected to a network connection apparatus. At Step S62, the SID set at step S61 is transmitted to the recipient router search apparatus 28, in accordance with the HTTP or the FTP. At step S63, the list of IP addresses is prepared for all the inspection target network connection apparatuses"

This passage in Etoh describes a "response packet."

The above description is substantially different than what is recited in claim 14 of the present application. Claim 14 recites that the protocol data unit comprises the address of the deployed server. It clearly means that the protocol data unit recited in claim 14 is not a "response packet." Etoh teaches that the protocol data unit comprises the address of an unauthorized server, which is not the same as the server in the second network that is recited in claim 14. Nowhere does Etoh or Ando teach or suggest, alone or in combination, what is explained above with respect to claim 14.

Because neither Etoh nor Ando teaches the transmitted protocol data unit of claim 14 comprising an address of the deployed server, the applicants respectfully submit that the rejection of claim 14 is traversed.

Because claim 15 depends on claim 14, the applicants respectfully submit that the rejection of claim 15 is also traversed.

35 U.S.C. 103 Rejection of Claims 16-17

Claims 16 and 17 have been rejected under 35 U.S.C. 103(a) as being unpatentable over H. Etoh, U.S. Patent Application Publication 2002/0161920 A1 (hereinafter "Etoh") in light of T. Ando et al., U.S. Patent Application Publication 2002/0078202 A1 (hereinafter

"Ando") and further in light of M. Burrows, U.S. Patent Application Publication 2002/0073338 A1 (hereinafter "Burrows").

Because claims 16 and 17 depend on claim 14, and because Burrows fails to cure the deficiency of Etoh and Ando with respect to claim 14, the applicants respectfully submit that the rejection of them is also traversed.

Request for Reconsideration Pursuant to 37 C.F.R. 1.111

Having responded to each and every ground for objection and rejection in the Office action mailed July 24, 2008, applicants respectfully request reconsideration of the instant application pursuant to 37 CFR 1.111 and request that the Examiner allow all of the pending claims and pass the application to issue.

If there are remaining issues, the applicants respectfully request that Examiner telephone the applicants' attorney at 732-687-7990 so that those issues can be resolved as quickly as possible.

Respectfully,
Lookman Yasin Fazal et al.

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